

**JUNE 18, 2012  
REGULAR COUNCIL MEETING  
PARMA CITY COUNCIL CHAMBERS  
7:00 P.M.**

The Regular Council Meeting was called to order by President of Council Sean P. Brennan presiding:

**COUNCIL MEMBERS PRESENT:**

BRIAN BROCHETTI  
MARK CASSELBERRY  
ALLAN DIVIS  
MARY GALINAS  
ROY J. JECH  
DEBORAH LIME  
SCOTT M. TUMA

**COUNCIL MEMBERS ABSENT:**

BRIAN DAY  
LARRY NAPOLI

Mr. Ramser – Mr. President, the Roll of Council has been called and I find a quorum of Council members present. The following officials and department heads were also present: Mayor Timothy DeGeeter, Law Director Timothy Dobeck, Auditor Dennis M. Kish, Treasurer Thomas Mastroianni, Safety Director Gregory Baeppler, Building Commissioner/City Engineer Paul Deichmann, Communications and Community Relations Director Jeannie Roberts, Senior Citizen Director Jo Ann Mason, Community Development Director Erik Tollerup, Chief of Staff Michael Culp, Economic Development Officer/Grant Writer Shelley Cullins, Director of Public Housing Lev Kulchytsky, and Clerk of Council Kenneth A. Ramser.

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**INVOCATION**

The Invocation was given this evening by Clerk of Council Kenneth A. Ramser.

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**PLEDGE OF ALLEGIANCE**

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Ms. Stacie Shaffer, Cox Communications, presented a \$1,000 scholarship to Normandy senior Gracie Rapnicki. Stated, Cox Communications strongly believes that education is the foundation of any thriving community, and that is why they focus all of their outreach efforts on youth and education. Gracie was 9<sup>th</sup> in her class of 295 students. She is well-rounded in academics and leadership positions both in school and the community. Gracie will be attending Miami University and will be studying Engineering.

Mayor DeGeeter – presented a proclamation to Gracie Rapnicki.

Gracie Rapnicki – Thanked her parents for all their help and thanked Cox Communications and the City of Parma for the recognitions.

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**ORDINANCES AND RESOLUTIONS**

Motion made by Councilman Jech, seconded by Councilwoman Galinas, to amend the Calendar as follows: On Page 3., under Suspension of the Rules, add Ordinance No. 129-12 and waive the three-day rule on this Ordinance. Also, move Ordinance No. 128-12 from Suspension of the Rules to First Reading. Motion carried.

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**LEGISLATIVE COMMENT**

Mr. Brennan – Asked if anyone from the public would like to comment on any issue that Council will be taking final action on tonight. No one wished to comment.

### **DISPOSAL OF THE JOURNAL**

Mr. Brennan – Stated, we have the Minutes from the Regular Council Meeting of June 4, 2012, and the Special Council Meeting of June 11, 2012. Asked if there were any additions or corrections to these Minutes. Stated, hearing none, the Minutes will stand approved as printed.

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### **COMMUNICATIONS, PETITIONS, AND CLAIMS**

Notice to Legislative Authority, Ohio Division of Liquor Control, 6606 Tussing Road, P.O. Box 4005, Reynoldsburg, Ohio 43068-9005, Permit Number 8789448, for a Transfer of a C1, C2, D6 Liquor Permit from Tals Beverage & Gourmet Shoppe, Inc., 5747 Ridge Road, Parma, Ohio 44129 to Tals, LLC, dba Tals, 5747 Ridge Road, Parma, Ohio 44129. Mailed 6/14/2012. Responses must be postmarked no later than 7/16/2012.

Mr. Brennan – Stated, the Liquor Permit will be referred to the Safety Director and Ward Council.

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### **FIRST READING:**

RESOLUTION NO. 120-12          6/18/12          L-120-12

BY: **D. LIME**

(By Request – Auditor)

A RESOLUTION IN SUPPORT OF S. B. 343, THE OHIO  
PUBLIC EMPLOYEES RETIREMENT SYSTEM (OPERS)  
PENSION REFORM, AND DECLARING AN EMERGENCY

Mr. Brennan – Said Resolution will be referred to the Public Service Committee.

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ORDINANCE NO. 122-12          6/18/12          L-122-12

BY: **B. BROCHETTI**

AN ORDINANCE TO AMEND SUBSECTION (d) OF SECTION  
672.14 "POINTING AND DISCHARGING FIREARMS AND  
OTHER WEAPONS" OF THE CODIFIED ORDINANCES OF  
THE CITY OF PARMA, AND DECLARING AN EMERGENCY

Mr. Brennan – Said Ordinance will be referred to the Public Safety Committee.

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ORDINANCE NO. 126-12          6/18/12          L-126-12

BY: **B. DAY**

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND  
THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO  
A CONTRACT WITH THE LOWEST AND BEST BIDDER  
FOR PAVEMENT MARKINGS, AND DECLARING AN  
EMERGENCY

Mr. Brennan – Said Ordinance will be referred to the Finance Committee.

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**FIRST READING CONTINUED:**

RESOLUTION NO. 127-12          6/18/12          L-127-12

BY: **L. NAPOLI**  
(By Request – City Engineer)

A RESOLUTION APPROVING THE ADOPTION  
OF THE COUNTYWIDE ALL NATURAL HAZARDS  
MITIGATION PLAN FOR CUYAHOGA COUNTY,  
2011 UPDATE, AND DECLARING AN EMERGENCY

Mr. Brennan – Said Resolution will be referred to the Environmental Standards  
Committee.

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ORDINANCE NO. 128-12          6/18/12          L-128-12

BY: **L. NAPOLI**  
(By Request – City Engineer)

AN ORDINANCE ACCEPTING GRANT OF EASTMENT BY  
WEST CREEK PRESERVATION COMMITTEE FOR THE  
PUMP STATION LOCATED WITHIN DENTZLER ROAD  
RIGHT-OF-WAY LINE IN THE CITY OF PARMA AND  
ADJACENT TO PERMANENT PARCEL NO. 452-10-001, AND  
DECLARING AN EMERGENCY

Mr. Brennan – Said Ordinance will be referred to the Finance Committee.

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**SECOND READING:**

RESOLUTION NO. 117-12          6/4/12          L-117-12

BY: **S. M. TUMA**  
(By Request – Auditor)

A RESOLUTION ADOPTING THE TAX BUDGET OF THE  
CITY OF PARMA, OHIO, FOR THE YEAR 2013, AND  
DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilwoman Galinas, to refer  
Resolution No. 117-12 back to the Finance Committee. Motion carried.

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**SUSPENSION OF THE RULES:**

ORDINANCE NO. 121-12          6/18/12          L-121-12

BY: **M. GALINAS**, R. J. JECH, D. LIME, S. M. TUMA, B. BROCHETTI, M. CASSELBERRY, A. DIVIS  
(By Request – City Engineer)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE  
DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A  
PROPERTY SALE AND PURCHASE AGREEMENT WITH  
WEST CREEK PRESERVATION COMMITTEE FOR THE  
PURCHASE OF PROPERTY KNOWN AS PERMANENT  
PARCEL NUMBER 453-42-033 LOCATED ON SPRAGUE  
ROAD IN THE CITY OF PARMA, AND DECLARING AN  
EMERGENCY

**SUSPENSION OF THE RULES CONTINUED:**

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 121-12 on three different days be dispensed with?

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Ordinance No. 121-12 be placed on final passage?

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; motion carried.

Motion made by Councilman Jech, seconded by Councilwoman Galinas to adopt Ordinance No. 121-12.

Councilwoman Galinas – Stated, this is an unbuildable area of land. Asked where exactly this piece of land is located.

Mr. Deichamann – Stated, this property is west of St. Mathias Church.

Mr. Brennan – Stated, it is the far southeast section of the City. It is very wet back there.

Councilwoman Lime – Asked if there were funds in the account to purchase this and was it anticipated early on.

Auditor Kish – Stated, the funds were appropriated at the last Council Meeting in the Land Acquisition Fund.

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; Ordinance No. 121-12 is adopted.

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ORDINANCE NO. 123-12                      6/18/12                      L-123-12

BY: **D. LIME**, M. GALINAS, R. J. JECH, S. M. TUMA, B. BROCHETTI, M. CASSELBERRY, A. DIVIS

AN ORDINANCE TO AMEND A PORTION OF ORDINANCE  
NO. 184-11 TO REFLECT A REVISED EXHIBIT "A" TO  
REMOVE A PARCEL LOCATED ON HAVERHILL AVENUE  
RELATIVE TO THE TRANSFER OF CITY-OWNED  
PROPERTY, ACQUIRED UNDER THE APPROVED  
NEIGHBORHOOD STABILIZATION PROGRAM (NSP), TO  
NEIGHBOR RESIDENTIAL PROPERTY OWNERS, AND  
DECLARING AN EMERGENCY

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 123-12 on three different days be dispensed with?

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Ordinance No. 123-12 be placed on final passage?

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; motion carried.

Motion made by Councilman Jech, seconded by Councilwoman Galinas, to adopt Ordinance No. 123-12.

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; Ordinance No. 123-12 is adopted.  
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**SUSPENSION OF THE RULES CONTINUED:**

ORDINANCE NO. 124-12

6/18/12

L-124-12

BY: **S. M. TUMA**

(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2012 PERMANENT  
APPROPRIATIONS OF THE CITY OF PARMA, OHIO,  
AND DECLARING AN EMERGENCY

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 124-12 on three different days be dispensed with?

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Ordinance No. 124-12 be placed on final passage?

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; motion carried.

Motion made by Councilman Jech, seconded by Councilwoman Galinas, to adopt Ordinance No. 124-12.

Councilwoman Lime – Asked if these are all Court related expenses.

Auditor Kish – Stated, yes.

Councilwoman Lime – Asked if they have exhausted to date their appropriations from the beginning of the year.

Auditor Kish – Stated, these are three separate funds, and they didn't anticipate enough in the original budget. There is plenty of cash available.

Councilwoman Lime – Asked if we are recouping these costs.

Mayor DeGeeter – Stated, we try to get reimbursed if possible, but if there is an issue of indigency, it is still required to be granted by constitution.

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; Ordinance No. 124-12 is adopted.

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RESOLUTION NO. 125-12

6/18/12

L-125-12

BY: **S. M. TUMA**

(By Request – Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S  
POST CERTIFICATION OF REQUISITIONS AS  
DETAILED IN EXHIBIT "A", AND DECLARING AN  
EMERGENCY

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Resolution No. 125-12 on three different days be dispensed with?

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Resolution No. 125-12 be placed on final passage?

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; motion carried.

Motion made by Councilman Jech, seconded by Councilwoman Galinas, to adopt Resolution No. 125-12.

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; Resolution No. 125-12 is adopted.

**SUSPENSION OF THE RULES CONTINUED:**

ORDINANCE NO. 129-12

6/18/12

L-129-12

BY: **S. M. TUMA**

(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO FILE A PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT), AND DECLARING AN EMERGENCY

Mr. Brennan – Shall the statutory provision and Rule 48 requiring the full and distinct reading of Ordinance No. 129-12 on three different days be dispensed with?

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; motion carried.

Mr. Brennan – Shall Rule 45 requiring reference to Committee be dispensed with and Ordinance No. 129-12 be placed on final passage?

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; motion carried.

Motion made by Councilman Jech, seconded by Councilwoman Galinas, to adopt Ordinance No. 129-12.

Yes: Galinas, Jech, Lime, Tuma, Brochetti, Casselberry, Divis.

No: None; Ordinance No. 129-12 is adopted.

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**APPOINTMENTS AND CONFIRMATIONS**

Mr. Brennan – Asked the Mayor if there were any appointments or confirmations at this time.

Mayor DeGeeter – Stated that there were none.

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**PUBLIC SESSION**

No one wished to speak.

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**MISCELLANEOUS BUSINESS**

Mayor DeGeeter – Stated, he had the pleasure of swearing in three new officers to the Police force. Thanked Council for the sponsorship of a Rail Barrel Workshop that will take place Thursday, June 28, 2012, from 6-7:30 p.m. at Zielinski Park. That is also part of the Mayor's Out Program. Stearns Farm Farmers Market begins June 23, 2012, from 9:00 a.m. to 1:00 p.m. On Sunday, June 24<sup>th</sup>, the 2012 Summer Band Concerts start at Zielinski Park at 6:30 p.m. There will be a Foreclosure Prevention Resource Fair June 19<sup>th</sup> at the Senior Center from 4:00 p.m. to 8:00 p.m. Also, on Saturday, June 23<sup>rd</sup>, Dean DePiero has his 5K, 2K event.

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Safety Director Baeppler – No comment.

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Auditor Kish – No comment.

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Law Director Dobeck – No comment.

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Treasurer Mastroianni – No comment.

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Motion made by Councilman Jech, seconded by Councilman Divis, to suspend the Round Robin this evening. Motion carried.

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**REPORT ON ABSENT MEMBERS**

Motion made by Councilman Jech, seconded by Councilman Tuma, to excuse Councilman Day, Councilman Napoli, and Service Director Higgins. Motion carried.

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**ADJOURNMENT**

Motion made by Councilman Jech, seconded by Councilman Divis, to adjourn said Regular Council Meeting. Motion carried.

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**CERTIFICATION**

I, Kenneth A. Ramser, Clerk of Council for the City of Parma, Ohio, do hereby certify the above to be a true and correct copy of the Minutes from the Regular Council Meeting held on Monday, June 18, 2012.

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KENNETH A. RAMSER  
CLERK OF COUNCIL

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SEAN P. BRENNAN  
PRESIDENT OF COUNCIL

Meeting adjourned at 7:30 p.m.

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Minutes completed June 20, 2012